

The Honorable James L. Robart

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MICROSOFT CORPORATION, a Washington
corporation,

Plaintiff,

v.

MOTOROLA, INC., MOTOROLA
MOBILITY, INC., and GENERAL
INSTRUMENT CORPORATION.,

Defendants.

CASE NO. C10-1823-JLR

[PROPOSED] ORDER DENYING
MICROSOFT'S MOTION FOR
PARTIAL SUMMARY JUDGMENT OF
BREACH OF CONTRACT

**NOTED ON MOTION CALENDAR:
April 20, 2012**

Hearing: May 7, 2012

This matter came before the Court on Microsoft's Motion for Summary Judgment of Breach of Contract.

The Court has heard the oral argument of counsel and considered the following pleadings filed in support of and in opposition to the Motion:

1. Plaintiff Microsoft Corporation's Motion for Summary Judgment of Breach of Contract;
2. Declaration of Christopher Wion in Support of Plaintiff Microsoft Corporation's Motion for Summary Judgment of Breach of Contract, and the exhibits thereto;
3. Plaintiff Microsoft Corporation's Proposed Order Granting Motion for Summary Judgment of Breach of Contract;

[PROPOSED] ORDER DENYING MICROSOFT'S MOTION
FOR PARTIAL SUMMARY JUDGMENT OF BREACH OF
CONTRACT - 1
CASE NO. C10-1823-JLR

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4. Defendants' Opposition to Microsoft's Motion for Summary Judgment of Breach of Contract;

6. Declaration of Kevin J. Post and exhibits attached thereto;

7. Declaration of K. McNeill Taylor, Jr.;

8. Second Declaration of Kevin J. Post and exhibits attached thereto;

9.

10.

11.

Having considered the above pleadings and materials, the argument of counsel, and being otherwise fully advised,

IT IS ORDERED that Defendants' Motion for Partial Summary Judgment is GRANTED.

DATED this _____ day of _____, 2012.

THE HONORABLE JAMES L. ROBERT
UNITED STATES DISTRICT COURT JUDGE

Presented by:

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By /s/ Ralph H. Palumbo

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***Attorneys for Motorola Solutions, Inc., Motorola
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CERTIFICATE OF SERVICE

I hereby certify that on this day I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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DATED this 13th day of April, 2012.

/s/ Marcia A. Ripley

Marcia A. Ripley